

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-1(b)

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In Re:

ANTHONY DIBENEDETTO,

Debtor.



Order Filed on November 2, 2022
by Clerk
U.S. Bankruptcy Court
District of New Jersey

Case No.: 16-27213

Chapter 13

Judge: Hon. Rosemary Gambardella

Hearing Date: August 17, 2022 @ 10:00 AM

**NUNC PRO TUNC ORDER APPROVING
SETTLEMENT PURSUANT TO FED. R. BANKR. P. 9019**

The relief set forth on the following page, numbered two (2), is hereby **ORDERED**.

DATED: November 2, 2022

A handwritten signature in cursive script, reading "Rosemary Gambardella".
Honorable Rosemary Gambardella
United States Bankruptcy Judge

Debtor: Anthony DiBenedetto

Case No.: 16-27213 (RG)

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FED. R. BANKR. P. 9019

Page 2 of 2

THIS MATTER having been brought before this Court by the debtor, Anthony DiBenedetto (the “Debtor”), by and through counsel, Scura, Wigfield, Heyer, Stevens & Cammarota, LLP, by way of Motion for Entry of an Order Nunc Pro Tunc Approving the Settlement of Debtor’s Workers’ Compensation Claim pursuant to Fed. R. Bankr. P. 9019 (the “Motion”); and the Court having considered the moving papers, exhibits, objections hereto, if any, and arguments of counsel, if any; and the Court having determined that the relief requested in the Motion is in the best interest of the Debtor and the bankruptcy estate; and good and sufficient notice of the Motion having been provided to all parties in interest as set forth in the Certification of Service filed with the Court; and good and sufficient cause having been shown for the entry of this Order, it is hereby:

ORDERED that the Motion is granted as provided for herein; and

ORDERED that pursuant to Fed. R. Bankr. P. 9019, the settlement award of the Debtor’s workers’ compensation claim received by the Debtor on May 16, 2018, in the amount of \$61,643.75, and as demonstrated by the Payment Report issued by the State of New York Workers’ Compensation Board, annexed to Debtor’s Certification as **Exhibit A**, is approved nunc pro tunc; and

ORDERED that Special Counsel retained to represent the Debtor in the worker’s compensation case was paid a fee in the amount of \$10,700 which was paid directly by the insurance company is approved; and

FURTHER ORDERED that the entirety of the settlement award proceeds, or no less than the amount necessary to complete the Debtor’s Chapter 13 Plan, shall be paid to the Chapter 13 Standing Trustee for funding of the Chapter 13 Plan.